

**United States District Court
District of South Carolina
Columbia Division**

PUBLIC INTEREST LEGAL FOUNDATION, INC.

Plaintiff,

v.

Howard M. Knapp, in his official capacity as the
Executive Director of the South Carolina State Election
Commission

Defendant.

Case No. 3:24-cv-01276-JFA

DECLARATION OF RICHARD BOLEN

I Richard M. Bolen, make the following declaration pursuant to 28 U.S.C. § 1746:

1. I am a licensed attorney in the State of South Carolina and the owner of the Bolen Law Firm in Lexington, South Carolina.
2. I represent the Public Interest Legal Foundation (“Foundation”) in this action. My co-counsel are attorneys employed by the Foundation.
3. I earned my Juris Doctor from the University of South Carolina Law School in May 1993, and have been practicing law since, primarily involved in civil and criminal litigation law. I am a member of the bar of South Carolina and the South Carolina Federal District Courts.
4. Prior to opening my own law practice, I have worked as an attorney with several South Carolina law practices. I have also been a hearing Officer for the South Carolina Employment Security Commission, presiding over appellate review of

unemployment decisions. I have also been General Counsel to the South Carolina Secretary of State from 1997-2001.

5. The Foundation is seeking reimbursement at a rate of \$400.00 per hour for my time.
6. As a part of my normal business practice, I recorded the time I spent on this matter for the Foundation on or around the same day the services were performed. I contemporaneously record detailed descriptions of each service or task performed.
7. A chart compiling my time and descriptions of my work is attached to this declaration (the "Bolen Billing Statement"). The Bolen Billing Statement truly and accurately reflects the time I spent on this matter and the services performed.
8. The time expended for each task performed is accurately listed in the Bolen Billing Statement under the column-heading "Time/Hours". The service or task performed is accurately described in the Bolen Billing Statement under the column-heading "Activity".
9. The services described in the Bolen Billing Statement were reasonable and necessary in pursuit of the Foundation's claims on the merits and in pursuit of attorney's fees. Costs and expenses under the fee-shifting provision of the NVRA.
10. The amount for work performed by me on the Foundation's behalf, for which the Foundation is seeking reimbursement is \$17,760 for hourly fees expenses and costs.
11. I affirm under penalty of perjury that the foregoing is true and correct. Executed this 1st day of October 2024.



Richard Bolen
100 Old Cherokee Road
Unit F-345
Lexington, SC 29072

Date	Activity	Time/Hours	Total
12-Mar	Intro T/C with MR on case details	0.3	\$ 120.00
12-Mar	Call with DC team on case plan	0.2	\$ 80.00
13-Mar	Emails to coordinate contacts	0.2	\$ 80.00
13-Mar	Emails reviewing initial S&C	1.2	\$ 480.00
14-Mar	T/C to MR on S&C	0.3	\$ 120.00
14-Mar	T/C to MR on S&C	0.3	\$ 120.00
14-Mar	Review , configure and file S&C	2.5	\$ 1,000.00
15-Mar	T/C with court & MR re S&C	0.3	\$ 120.00
15-Mar	T/C with MR re: S&C & PHV motions	0.2	\$ 80.00
18-Mar	Prepare documents for filing with court	2	\$ 800.00
18-Mar	Emails with Court	0.2	\$ 80.00
19-Mar	Emails with Court	0.1	\$ 40.00
19-Mar	T/C with MR re: service of S&C	0.3	\$ 120.00
20-Mar	T/C with JCA case status	0.2	\$ 80.00
27-Mar	T/C with JCA case status	0.1	\$ 40.00
28-Mar	T/C with MR & JN service & PHV	0.3	\$ 120.00
29-Mar	Emails with MR	0.2	\$ 80.00
1-Apr	Review email chain from team re: Strategy	0.4	\$ 160.00
2-Apr	T/C & emails with MR re: state action	0.2	\$ 80.00
2-Apr	Prepare answer in state action	1.5	\$ 600.00
3-Apr	T/C with team re: state action removal	0.3	\$ 120.00
3-Apr	Prepare remove action	2.4	\$ 960.00
4-Apr	Finalize and file removal action	2.2	\$ 880.00
5-Apr	Review emails and draft notice to defense	0.3	\$ 120.00
10-Apr	T/C with MR re: state action	0.3	\$ 120.00
11-Apr	Review emails from team	0.2	\$ 80.00
12-Apr	Review emails from team	0.3	\$ 120.00
15-Apr	Prepare PHV for MR	0.8	\$ 320.00
16-Apr	T/C with team re: combining cases	0.3	\$ 120.00
16-Apr	Review and file PHV for MR	0.7	\$ 280.00
17-Apr	T/C with team re: strategy for conference with defense	0.5	\$ 200.00
17-Apr	T/C with defense counsel	0.8	\$ 320.00
18-Apr	Send proposed Stip. Of Facts to defense	0.2	\$ 80.00
22-Apr	Receive PHV order from Ct. send to MR	0.2	\$ 80.00
24-Apr	Review defense proposed Stip of Facts	0.5	\$ 200.00
25-Apr	T/C with team on Sip. Of Facts	0.4	\$ 160.00
26-Apr	Review emails on changes to Stip. Of Facts	0.7	\$ 280.00
29-Apr	Review & submit PHV for JCA	0.5	\$ 200.00
29-Apr	Emails with Defense counsel	0.3	\$ 120.00
30-Apr	Review and email order granting PHV to JCA	0.2	\$ 80.00
2-May	T/C with court for scheduling	0.2	\$ 80.00
3-May	Email with team re: t/c with court	0.1	\$ 40.00
3-May	Zoom call w/ team and follow up emails	1.4	\$ 560.00

5-May Prepare for conference and make copies of cases	1.5	\$	600.00
6-May Conf. with counsel and Judge and work on case with JCA	4.5	\$	1,800.00
7-May Emails to def counsel and team	0.3	\$	120.00
8-May Emails to def counsel and team	0.3	\$	120.00
9-May Review stip of facts & dismissal	0.7	\$	280.00
10-May Review and file final Stip of Facts	0.5	\$	200.00
29-May Emails with MR 7 & team	0.3	\$	120.00
13-Jun T/C with MR re SJ motion	0.5	\$	200.00
14-Jun File SJ motion	0.3	\$	120.00
17-Jun T/C to Court and emails to Team	0.4	\$	160.00
12-Jul Receive and review defense SJ motion	0.5	\$	200.00
25-Jul Email and t/c with team re: SJ motions	0.4	\$	160.00
26-Jul Review and file SJ response	0.5	\$	200.00
5-Aug Emails with team Re: oral argument	0.3	\$	120.00
9-Aug Receive and review defense SJ response	0.5	\$	200.00
12-Aug Email from court re hearing date	0.2	\$	80.00
15-Aug Email and t/c with team re: hearing date	0.3	\$	120.00
19-Aug Email with MR re: local rules	0.2	\$	80.00
20-Aug Email from court re hearing date	0.1	\$	40.00
21-Aug Notice from Court	0.1	\$	40.00
13-Sep Prep and File PHV for NJ	1	\$	400.00
15-Sep email with team re: hearing	0.4	\$	160.00
16-Sep hearing at Law School & debrief	3.2	\$	1,280.00
16-Sep Emails with team re: hearing & time	0.4	\$	160.00
17-Sep Receive form order	0.1	\$	40.00
18-Sep Receive & review Order	0.8	\$	320.00
19-Sep T/C with MR re: fee/hour tracking	0.3	\$	120.00
22-Sep Emails with MR re: local atty for affidavit	0.3	\$	120.00
23-Sep T/C with Mike Henthorne & MR	0.6	\$	240.00
27-Sep notice from Ct. Re: transcript	0.1	\$	40.00
TOTAL	35	\$	17,760.00